

1 BILL NO. S-92-04-15

2 SPECIAL ORDINANCE S-

93-92

3 AN ORDINANCE approving
4 the City's OSHA
5 Bloodborne Pathogens
6 Exposure Plan.

7 WHEREAS, The United States Department of Labor,
8 Occupational Safety and Health Administration (OSHA) has
9 added Section 1910.1030 - Occupational Exposure to
10 Bloodborne Pathogens, to the Code of Federal Regulations;
11 and

12 WHEREAS, said Section 1910.1030 sets a standard
13 to minimize or eliminate occupational exposure to
14 Hepatitis B Virus (HBV), Human Immunodeficiency Virus
15 (HIV) and other bloodborne pathogens through engineering
16 and work practice controls, personal protective clothing
17 and equipment, training, medical surveillance, Hepatitis
18 B vaccination, signs and labels, and other provisions;
19 and

20 WHEREAS, Section 1910.1030 covers all employees
21 who could be "reasonably anticipated" as the result of
22 performing their job duties to face contact with blood
23 and other potentially infectious materials; and

24 WHEREAS, Section 1910.1030 requires employers
25 to establish a written exposure control plan identifying
26 the tasks and procedures as well as job classifications
27 where occupational exposure to blood occurs - without
28 regard to personal protective clothing and equipment;
29 and

30 WHEREAS, Section 1910.1030 requires employers
31 to provide at no cost, and require employees to use,
32 appropriate personal protective equipment, and must
clean, repair and replace equipment when necessary; and

WHEREAS, said Section requires employers
implement engineering and work practice controls

1 following an employee's exposure to blood and the
2 decontamination of any exposed equipment; and

3 WHEREAS, said Section requires vaccinations to
4 be made available to all employees who have occupational
5 exposure to blood within 10 working days of assignment to
6 a designated job, at no cost to the employee, under the
7 supervision of a licensed physician/licensed healthcare
8 professional; and

9 WHEREAS, said Section requires a completed
10 written exposure plan within 60 days of effective date,
11 (May 6, 1992); training within 90 days of effective
12 date, (June 6, 1992); and vaccinations administered
13 within 120 days of effective date, (July 26, 1992) for
14 said employees; and

15 WHEREAS, employees from the following
16 Departments within the City of Fort Wayne must comply
17 with these federal regulations: the Police Department,
18 Fire Department, Neighborhood Code Enforcement, and the
19 Park Department. In addition, employees in the following
20 Departments may need to comply: WPC Plant, WPC
21 Maintenance, Water Maintenance, Filtration Plant and
22 Traffic Engineering; and

23 WHEREAS, it is estimated that the cost of
24 implementing the blood pathogen training program,
25 engineering and work practice controls, Hepatitis B
26 vaccinations, and all relative equipment may cost in
27 excess of \$500,000.

28 NOW, THEREFORE, BE IT ORDAINED BY THE
29 COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:


30 SECTION 1. The City's Exposure Control Plan as
31 required in Section 1910.1030 of the Federal Code of
32 Regulations, as adopted by the United States Department
of Labor, Occupational Safety and Health Administration,
is hereby approved, subject to annual review. Two copies
of said plan are on file in the office of the City Clerk
and are available for public inspection.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage any and all necessary approval by the Mayor.



Council Member

APPROVED AS TO FORM
AND LEGALITY



J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Edmonds, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 4-14-92 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt, seconded by _____, and duly adopted, placed on its passage.
PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>	<u>0</u>	<u>1</u>	
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>1</u>		<u>✓</u>	
TALARICO	<u>✓</u>			

DATED: 5-26-92 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 9-93-92 on the 26th day of May, 1992

ATTEST: (SEAL)
Sandra E. Kennedy Thomas E. Henry
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of May, 1992, at the hour of 3:00 o'clock P., M., E.S.T.
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of May, 1992, at the hour of 11:45 o'clock A M. E.S.T.
PAUL HELMKE
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE SPECIAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE CONTROLLER'S OFFICE

SYNOPSIS OF ORDINANCE CITY OF FORT WAYNE WILL BE IN COMPLIANCE
WITH OSHA SECTION 1910.1030 - OCCUPATIONAL EXPOSURE TO BLOODBORNE
PATHOGENS.

J-92-04-15.

EFFECT OF PASSAGE CITY WILL BE IN COMPLIANCE WITH OSHA 1910.1030.

EFFECT OF NON-PASSAGE CITY WILL NOT BE IN COMPLIANCE WITH OSHA
1910.1030.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) TO EXCEED
\$500,000.00±.

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. S-92-04-15

REPORT OF THE COMMITTEE ON
COMMITTEE OF THE WHOLE

WE, YOUR COMMITTEE ON COMMITTEE OF THE WHOLE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~XXXXXXXXXX~~ RESOLUTION) approving the City's
OSHA Bloodborne Pathogens Exposure Plan

HAVE HAD SAID (ORDINANCE) (~~XXXXXXXXXX~~ RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) Hold until May 12

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Sam J. Talarico

Janet G. Bradbury

Charles Edmond

Thomas E. Hagan

Rebecca Fairlie

Cherie Tringali

OSD

David Long

DATED: 5-26-92.

Sandra E. Kennedy
City Clerk